

EXHIBIT 1

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WAYMO LLC

Case No. 17-cv-00939-JCS

Plaintiffs.

V.

UBER TECHNOLOGIES, INC.;
OTTOMOTTO, LLC; OTTO TRUCKING
LLC

Defendants

**PLAINTIFF'S OBJECTIONS AND
RESPONSES TO UBER'S AND
OTTOMOTTO'S FIRST SET OF
REQUESTS FOR PRODUCTION (NOS.
1-146)**

1 Waymo will produce all documents relating to communications regarding agreements
2 between Waymo and Anthony Levandowski located through a reasonably diligent search.
3

4 **REQUEST FOR PRODUCTION NO. 59:**

5 All documents relating to communications regarding agreements between Waymo and
6 Sameer Kshirsagar.
7

8 **RESPONSE TO REQUEST FOR PRODUCTION NO. 59:**

9 Waymo objects to this request to the extent that it seeks information protected by the
10 attorney-client privilege or the work product doctrine or that is otherwise privileged or protected
11 from discovery.

12 Waymo will produce all documents relating to communications regarding agreements
13 between Waymo and Sameer Kshirsagar located through a reasonably diligent search.
14

15 **REQUEST FOR PRODUCTION NO. 60:**

16 All documents relating to communications regarding agreements between Waymo and
17 Radu Raduta.
18

19 **RESPONSE TO REQUEST FOR PRODUCTION NO. 60:**

20 Waymo objects to this request to the extent that it seeks information protected by the
21 attorney-client privilege or the work product doctrine or that is otherwise privileged or protected
22 from discovery.

23 Waymo will produce all documents relating to communications regarding agreements
24 between Waymo and Radu Raduta located through a reasonably diligent search.
25

26 **REQUEST FOR PRODUCTION NO. 61:**

27 Documents relating to Waymo's financial viability, including but not limited to internal
28 business plans, estimates, and future projections at Waymo or Project Chauffeur.

1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 61:**

2 Waymo objects to this request as overlapping with Expedited Request No. 4 to Dan Chu
3 (“Documents sufficient to show Waymo’s business plans, strategic plans, operating plans,
4 marketing plans, financial plans, sales plans, and investment plans for its ride-sharing business,
5 including projections for revenue generation and profitability.”). Waymo produced documents
6 sufficient to respond to Expedited Request No. 4 to Dan Chu, as located through a reasonably
7 diligent search of Waymo document repositories. *See, e.g.*, WAYMO-UBER-00004093,
8 WAYMO-UBER-00004108, WAYMO-UBER-00004132, WAYMO-UBER-00004137,
9 WAYMO-UBER-00004155, WAYMO-UBER-00004175, WAYMO-UBER-00004195,
10 WAYMO-UBER-00004234. Waymo objects to this request as overbroad and not proportional to
11 the needs of the case.

12 To the extent Waymo can locate any additional responsive documents through a
13 reasonably diligent search, Waymo will produce documents sufficient to show Waymo’s financial
14 viability, including projections for revenue generation and profitability.

15
16 **REQUEST FOR PRODUCTION NO. 62:**

17 Documents relating to Waymo’s performance, including but not limited to the
18 development of and progress assessment for any schedules and milestones at Waymo LLC or
19 Project Chauffeur.

20
21 **RESPONSE TO REQUEST FOR PRODUCTION NO. 62:**

22 Waymo objects to this request as overlapping with Expedited Request No. 4 to Dan Chu
23 (“Documents sufficient to show Waymo’s business plans, strategic plans, operating plans,
24 marketing plans, financial plans, sales plans, and investment plans for its ride-sharing business,
25 including projections for revenue generation and profitability.”). Waymo produced documents
26 sufficient to respond to Expedited Request No. 4 to Dan Chu, as located through a reasonably
27 diligent search of Waymo document repositories. *See, e.g.*, WAYMO-UBER-00004093,
28 WAYMO-UBER-00004108, WAYMO-UBER-00004132, WAYMO-UBER-00004137,

1 WAYMO-UBER-00004155, WAYMO-UBER-00004175, WAYMO-UBER-00004195,
2 WAYMO-UBER-00004234. Waymo objects to this request as overbroad and not proportional to
3 the needs of the case.

4 To the extent Waymo can locate any additional responsive documents through a
5 reasonably diligent search, Waymo will produce documents sufficient to show Waymo's
6 performance.

7

8 **REQUEST FOR PRODUCTION NO. 63:**

9 Documents relating to complaints by or dissatisfaction from Waymo employees regarding
10 Waymo's performance, including but not limited to the development of and progress assessment
11 for any schedules and milestones at Waymo LLC or Project Chauffeur.

12

13 **RESPONSE TO REQUEST FOR PRODUCTION NO. 63:**

14 Waymo objects to this request as overbroad and not proportional to the needs of the case to
15 the extent it seeks documents relating to employees other than Messrs. Levandowski, Kshirsagar,
16 and Raduta.

17 Waymo will produce all documents located through a reasonably diligent search relating to
18 complaints by or dissatisfaction from Messrs. Levandowski, Kshirsagar, and Raduta.

19

20 **REQUEST FOR PRODUCTION NO. 64:**

21 Documents relating to the hiring of John Krafcik, including documents before and after his
22 hiring.

23

24 **RESPONSE TO REQUEST FOR PRODUCTION NO. 64:**

25 Waymo objects to this request as irrelevant. In correspondence sent June 1, 2017, counsel
26 for Uber stated that responsive documents "are relevant to showing that the departure of some
27 former Waymo employees was motivated by doubts about John Krafcik, as reported in the press,
28 rather than by a 'cover-up scheme,' as alleged by Waymo's counsel. (5/3/2017 Public Hr'g Tr. at

1 Because Waymo has already produced documents sufficient to respond to this request,
2 Waymo will not produce additional documents.
3

4 **REQUEST FOR PRODUCTION NO. 92:**

5 Documents relating to Waymo's forecasts regarding the number of Waymo's ride-sharing
6 vehicles in the United States, for each of the next six years—broken out by U.S. city and on a
7 quarterly basis.
8

9 **RESPONSE TO REQUEST FOR PRODUCTION NO. 92:**

10 Waymo objects to this request as overbroad and not proportional to the needs of the case.
11 Waymo objects to this request as duplicative of Expedited Request No. 3 to Dan Chu
12 (“Documents sufficient to show Waymo’s forecasts regarding its number of ride-sharing vehicles
13 in the United States, by U.S. city, on a quarterly basis, for each of the next five years.”). In
14 response to Expedited Request No. 3 to Dan Chu , Waymo produced a document sufficient to
15 show Waymo’s forecasts for its ridesharing vehicles in the United States, by U.S. city, on a
16 quarterly basis, for each of the next five years. *See WAYMO-UBER-00004234.*

17 Because Waymo has already produced documents sufficient to respond to this request,
18 Waymo will not produce additional documents.
19

20 **REQUEST FOR PRODUCTION NO. 93:**

21 Documents relating to Waymo’s business plans, strategic plans, operating plans, marketing
22 plans, financial plans, sales plans, and investment plans for its ride-sharing business, including
23 projections for revenue generation and profitability.
24

25 **RESPONSE TO REQUEST FOR PRODUCTION NO. 93:**

26 Waymo objects to this request as overbroad. Waymo objects to this request as duplicative
27 of Expedited Request No. 4 to Dan Chu (“Documents sufficient to show Waymo’s business plans,
28 strategic plans, operating plans, marketing plans, financial plans, sales plans, and investment plans

1 for its ride-sharing business, including projections for revenue generation and profitability.”).
2 Waymo produced documents sufficient to respond to Expedited Request No. 4 to Dan Chu, as
3 located through a reasonably diligent search of Waymo document repositories. *See, e.g.*,
4 WAYMO-UBER-00004093, WAYMO-UBER-00004108, WAYMO-UBER-00004132,
5 WAYMO-UBER-00004137, WAYMO-UBER-00004155, WAYMO-UBER-00004175,
6 WAYMO-UBER-00004195, WAYMO-UBER-00004234.

7 To the extent Waymo can locate any additional responsive documents through a
8 reasonably diligent search, Waymo will supplement its production of documents sufficient to
9 show Waymo’s business plans, strategic plans, operating plans, marketing plans, financial plans,
10 sales plans, and investment plans for its ride-sharing business, including projections for revenue
11 generation and profitability.

12

13 **REQUEST FOR PRODUCTION NO. 94:**

14 All documents relating to Waymo’s analysis of any barriers to entry in the ride-sharing
15 market and the status of any attempts by Waymo to overcome any such barriers, including
16 investments and infrastructure needed.

17

18 **RESPONSE TO REQUEST FOR PRODUCTION NO. 94:**

19 Waymo objects to this request as duplicative of Expedited Request No. 5 to Dan Chu
20 (“Documents sufficient to show Waymo’s analysis of any barriers to entry in the ridesharing
21 market, and the status of any attempts by Waymo to overcome any such barriers, including
22 remaining investments and infrastructure needed.”). Waymo produced documents sufficient to
23 respond to Expedited Request No. 5 to Dan Chu , as located through a reasonably diligent search
24 of Waymo document repositories. *See, e.g.*, WAYMO-UBER-00004093, WAYMO-UBER-
25 00004108, WAYMO-UBER-00004132, WAYMO-UBER-00004137, WAYMO-UBER-
26 00004155, WAYMO-UBER-00004175, WAYMO-UBER-00004195, WAYMO-UBER-
27 00004234.

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